



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Markley et al.

) Confirmation No. 8783

Appln. No.: 09/843,325

**CERTIFICATE OF MAILING**

Filed: April 26, 2001

I hereby certify that this paper is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

**Title: ROTARY ACTUATING HYDRAULIC TENSIONER**

06/11/04  
Date

Art Unit: 3682

~~Jon A. Birmingham  
Registration No. 51,222  
Attorney for Applicant~~

Examiner: Marcus Charles

Docket No.: DKT99107

Customer No.: 22242

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## **Amendment**

Dear Sir:

This amendment is responsive to an Office action dated December 11, 2003.

Please amend the above-identified application as follows.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks begin 12 on page of this paper.**

06/21/2004 GWORDDOF1 00000090 061135 09843325

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appn No.: 09/843,325

**Confirmation No. 8783**

Filed: April 26, 2001

Applicant(s): Markley et al.

Title: Rotary Acuating Hydraulic Tensioner

Art Unit: 3682

Examiner: Charles, Marcus

Attorney Docket No.: 69484

Customer No.: 22242

**CERTIFICATE OF MAILING**

I hereby certify that this paper is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this date.

06/11/04  
Date

John A. Birmingham  
Registration No. 51,222  
Attorney for Applicant(s)

Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment/reply in the above-identified application.

- An Appendix including amended drawing figures labeled as "Annotated Marked-up Drawings" is enclosed.
- A Petition for Extension of Time for reply within the 3 month is attached.
- No additional fee is required.

**Fee Calculation For Claims As Amended**

	As Amended	Previously Paid For	Present Extra	Rate	Additional Fee
Independent Claims	9	-	8	**= 1 x \$ 86.00	\$ 86.00
Total Claims	28	-	28	* = 0 x \$ 18.00	\$ 0.00
Fee for Multiply Dependent Claims					\$ 290.00
** At least 3				Total Additional Fee	\$ 86.00
* At least 20					

- Applicant(s) assert entitlement to Small Entity Status, thus reducing the fee by half to:

- A check in the amount of \$ \_\_\_\_\_ is enclosed.

Application No. 09/843,325  
Amendment dated June 11, 2004  
Reply to Office Action of December 11, 2003

- Charge \$ 86.00 to Deposit Account No. 06-1135.
- The Director is hereby authorized to charge any additional fees which may be required in this application under 37 C.F.R. §§1.16-1.17 during its entire pendency, or credit any overpayment, to Deposit Account No. 06-1135. Should no proper payment be enclosed herewith, the Director is authorized to charge the unpaid amount to Deposit Account No. 06-1135. A duplicate copy of this sheet is enclosed.

June 11, 2004

Date

John A. Birmingham

Registration No.

51,222



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